

EXHIBIT 1

INCORPORATED VILLAGE OF OCEAN BEACH

P.O. BOX 433

OCEAN BEACH, NEW YORK 11770

JUSTICE COURT

631-583-0104

William Wexler
Village Justice

Annie Robinson
Court Clerk

DISPOSITION OF RECORD

THE PEOPLE OF THE STATE OF NEW YORK

VS

CHRISTOPHER SCHALICK

Docket # 05-02-001

Date of Violation 10/31/2004

Offense: NYSPL 120.00.01
ASSAULT IN THE THIRD DEGREE

Date of Disposition MAY 21, 2005

Disposition PLEAD GUILTY TO A REDUCED CHARGE OF NYSPL 240.20 (7)
DISORDERLY CONDUCT
PAID \$250 FINE

I hereby certify that this is a true disposition on record with the Village Justice Court of Ocean Beach

Date: JANUARY 7, 2010



Annie Robinson
Court Clerk

THE PEOPLE OF THE STATE OF NEW YORK

-VS-

Christopher Schalik

CLASS "A" MISDEMEANOR

INFORMATION

COMPLAINANT Police Officer Gary Bosetti OF NO. Bay Walk, Ocean Beach, NY 11770

BEING DULY SWORN, SAYS THAT ON 10/31/04 AT APROMX: 3:30am

AT Housers Bar

IN THE VILLAGE OF OCEAN BEACH, TOWN OF ISLIP COUNTY OF SUFFOLK, NEW YORK, THE DEFENDANT

Christopher Schalik D.O.B 01/15/75

ADDRESS 63 Maple PL., Huntington, NY 11743

INTENTIONALLY COMMITTED THE OFFENSE OF:

Assault Third Degree

IN VIOLATION OF SECTION 120.00.01 NEW YORK STATE PENAL LAW

COUNT #1

IN THAT:

A person is guilty of assault in the third degree when:

1. With intent to cause physical injury to another person, he causes such injury to such person or third person.

12/11/04 Arr: 300 Bail
AJT 1/8/05
1200

To wit:

The Defendant, acting in concert with another person, at Housers Bar, Bay Walk, Ocean Beach, in Suffolk County, New York, on or about October 31, 2004, at 3:30 am, with intent to cause physical injury to another person, caused such injury to Police Officer Gary Bosetti; in that, defendant Bryan Van Koot grabbed Police Officer Gary Bosetti around the legs holding him while defendant Christopher Schalik kicked him in the face and hand, causing substantial pain in the nature of a sharp and persistent pain in his face, dizziness and a sprained wrist.

THIS COMPLAINT IS BASED UPON (PERSONAL KNOWLEDGE) & (~~INFORMATION AND BELIEF~~), THE SOURCE BEING THE ATTACHED [SWORN DEPOSITION (S) OF

DATED _____ { THE ATTACHED LABORATORY REPORT OF THE SUFFOLK COUNTY POLICE DEPT.

DATED _____

SWORN TO BEFORE ME 12 November 2004

[Signature]
Sgt 10/13/04 PM
Sergeant
TITLE

[Signature]
COMPLAINANT

1 INCORPORATED VILLAGE OF OCEAN BEACH
2 VILLAGE JUSTICE COURT:

3 THE PEOPLE OF THE STATE OF NEW YORK,

4 -against-

5 CHRISTOPHER SCHALIK,

6 Defendant.

7
8 May 21, 2005
9 P.O. Box 433
10 Ocean Beach, New York 11770

11 B E F O R E: HONORABLE WILLIAM WEXLER
12

13 A P P E A R A N C E S:

14 For the People
15 EDWARD GRASSO, A.D.A.

16 For the Defendant
17 JOHN BELFORD, ESQ.,
18 120 Fourth Avenue,
19 Bayshore, New York 11706
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22

23
24 FRANCINE SKINNER
25 OFFICIAL COURT REPORTER

1 THE COURT: This is a matter of People versus
2 Christopher Schalik. Appearances for the record.

3 MR. GRASSO: Ed Grasso, District Attorney of
4 Suffolk.

5 MR. BELFORD: John Belford, for Christopher
6 Schalik.

7 THE COURT: I understand there is a prepared
8 disposition in this matter.

9 MR. GRASSO: People have an application to Penal
10 Law 120.00 (1) to the violation of Penal Law 240.20 (7).
11 People are recommending a fine in the amount of \$250.

12 THE COURT: Okay, Mr. Belford.

13 MR. BELFORD: At this time, we join in the
14 application. My client has authorized me to enter into a
15 plea of guilty to the reduced and amended charge of
16 disorderly conduct, a violation. And, he is prepared
17 allocute to that offense. If we can go off the record.

18 (At this time, a discussion was held off the record at
19 the bench.)

20 THE COURT: Back on the record.

21 That is your understanding Mr. Schalik? Based on your
22 conversation with Mr. Belford, that you are pleading guilty
23 to the reduced charge of disorderly conduct, a violation of
24 240.20 (7) of the Penal Law?

25 People, do you want to allocute or would you like the

1 Court to?

2 MR. GRASSO: Would the Court, please.

3 THE COURT: Do you understand you are pleading
4 guilty and you waive your right to a trial and by pleading
5 guilty is the same as if you went to trial and lost
6 and that you waive any right to appeal?

7 I'd ask you on or about October 31, 2004, at
8 3:30 a.m., did you kick a police officer, Gary Bossetti and
9 did you act in kicking the police officer serve no
10 legitimate purpose?

11 THE DEFENDANT: Yes, your Honor.

12 THE COURT: Can you swear in the defendant,
13 please.

14 THE CLERK: Do you swear or affirm to tell the
15 truth to the contents before the Court?

16 THE DEFENDANT: Yes.

17 THE COURT: On October 31, 2004, at 3:30 a.m., did
18 you kick Officer Gary Bossetti, an act which served no
19 legitimate purpose that occurred?

20 THE DEFENDANT: Yes, your Honor.

21 THE COURT: In Ocean County, Town of Islip, State
22 of New York?

23 THE DEFENDANT: Yes, your Honor.

24 THE COURT: How do you plead to the reduce charge
25 of 240.20 (7)?

1 THE DEFENDANT: Guilty.

2 THE COURT: I am going to impose a sentence.
3 Before I impose sentence, is there anything you wish to say
4 Mr. Belford?

5 MR. BELFORD: No, your Honor.

6 THE COURT: Mr. Schalik?

7 THE DEFENDANT: No, sir.

8 THE COURT: Based on the bargain for disposition
9 and the District Attorney's Office, I am imposing a fine of
10 \$250, I believe it is a \$95 surcharge. If I am wrong on
11 that, we will credit you. I am not sure sitting here since
12 we are not at the courthouse. It is either \$75 or \$95. We
13 will apply, I believe the \$300 bail. We will apply it, you
14 do the math. Our good clerk can do the math. That ends
15 this matter.

16 I will say one thing though, that your lawyer did a
17 good job for you. Quite frankly, if he didn't bargain for a
18 disposition, I strongly was putting you in County jail for
19 15 days maximum. I would have done it in a heartbeat.

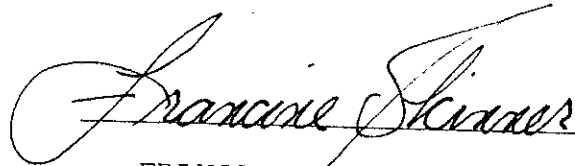
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24
25 (Continued on the following page.)

1 I don't know when you plan on coming back here, that's
2 up to you, but follow the rules and you should have an enjoyable
3 summer.

4 * * * * *

5 CERTIFICATION

6 The foregoing is certified to be a true and accurate
7 transcript of the original stenographic notes taken in this
8 proceeding.

9 

10 FRANCINE SKINNER

11 OFFICIAL COURT REPORTER
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